

LEGISLATURE OF NEBRASKA  
NINETY-SIXTH LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 951**

Introduced by Byars, 30; Jensen, 20; Kristensen, 37; Thompson, 14

Read first time January 5, 2000

Committee: Transportation

A BILL

1 FOR AN ACT relating to motor vehicle registration; to amend section  
2 60-302, Revised Statutes Supplement, 1999; to provide for  
3 a fee; to create a fund; and to repeal the original  
4 section.

5 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 60-302, Revised Statutes Supplement,  
2 1999, is amended to read:

3           60-302. (1) No motor vehicle, trailer, semitrailer, or  
4 cabin trailer, unless otherwise expressly provided, shall be  
5 operated or parked on the highways of this state unless the vehicle  
6 is registered in accordance with Chapter 60, article 3. There  
7 shall be a rebuttable presumption that any vehicle stored and kept  
8 more than thirty days in the state is being operated or parked on  
9 the highways of this state and shall be registered in accordance  
10 with Chapter 60, article 3, from the date of title of the motor  
11 vehicle or, if no transfer in ownership of the motor vehicle has  
12 occurred, from the expiration of the last registration period for  
13 which the motor vehicle was registered. Every owner of a vehicle  
14 required to be registered shall make application for registration  
15 to the county treasurer of the county in which the vehicle has  
16 situs as defined in section 60-3001. The application shall be a  
17 copy of a certificate of title or, in the case of a renewal of a  
18 registration, the application shall be the previous registration  
19 period's certificate. A salvage certificate of title as defined in  
20 section 60-129 and a nontransferable certificate of title provided  
21 for in section 60-131 shall not be valid for registration purposes.

22           (2) An application for registration of a motor vehicle  
23 shall be accompanied by proof of financial responsibility or  
24 evidence of insurance covering the motor vehicle. Proof of  
25 financial responsibility shall be evidenced by a copy of proof of  
26 financial responsibility filed pursuant to subdivision (2), (3), or  
27 (4) of section 60-528 bearing the seal of the Department of Motor  
28 Vehicles. Evidence of insurance shall give the effective dates of

1 the automobile liability policy, which dates shall be evidence that  
2 the coverage is in effect on and following the date of  
3 registration, and shall designate, by explicit description or by  
4 appropriate reference, all motor vehicles covered. Evidence of  
5 insurance in the form of a certificate of insurance for fleet  
6 vehicles may include, as an appropriate reference, a designation  
7 that the insurance coverage is applicable to all vehicles owned by  
8 the named insured, or wording of similar effect, in lieu of an  
9 explicit description.

10 (3) Any nonresident owner who desires to register a  
11 vehicle or vehicles in this state shall register in the county  
12 where the vehicle is domiciled or where the owner conducts a bona  
13 fide business.

14 (4) Each new application shall contain, in addition to  
15 other information as may be required by the department, the name  
16 and post office address of the applicant and a description of the  
17 vehicle, including the color, the manufacturer, the identification  
18 number, and the weight of the vehicle required by Chapter 60,  
19 article 3. With the application the applicant shall pay the proper  
20 registration fee as provided in sections 60-305.08 to 60-339 and  
21 shall state whether the vehicle is propelled by alternative fuel as  
22 defined in section 66-686 and, if alternative fuel, the type of  
23 fuel. The form shall also contain a notice that bulk fuel  
24 purchasers may be subject to federal excise tax liability. The  
25 department shall prescribe a form, containing the notice, for  
26 supplying the information for vehicles to be registered. The  
27 county treasurer shall include the form in each mailing made  
28 pursuant to section 60-3003. The county treasurer or his or her

1 agent shall notify the Motor Fuel Tax Enforcement and Collection  
2 Division of the Department of Revenue whenever a vehicle powered by  
3 an alternative fuel as defined in section 66-686 is registered.  
4 The notification shall include the name and address of the  
5 registrant, the date of registration, the type of motor vehicle  
6 registered, and the type of alternative fuel used to propel the  
7 vehicle as indicated on the registration application.

8 (5) The county treasurer or his or her agent shall  
9 collect, in addition to the registration fees, one dollar and fifty  
10 cents for each certificate issued and shall remit one dollar and  
11 fifty cents of each additional fee collected to the State Treasurer  
12 for credit to the Department of Motor Vehicles Cash Fund.

13 (6) The county treasurer or his or her agent shall  
14 collect, in addition to other registration fees, one dollar for  
15 each certificate issued and shall remit the fee to the State  
16 Treasurer for credit to the Nebraska Emergency Medical System  
17 Operations Fund.

18 (7) The county treasurer or his or her agent shall  
19 collect, in addition to other registration fees, one dollar and  
20 fifty cents for each certificate issued and shall remit the fee to  
21 the State Treasurer for credit to the State Recreation Road Fund.

22 ~~(7)~~ (8) If a citation is issued to an owner or operator  
23 of a vehicle for a violation of this section and the owner properly  
24 registers and licenses the vehicle not in compliance and pays all  
25 taxes and fees due and the owner or operator provides proof of such  
26 registration to the prosecuting attorney within ten days after the  
27 issuance of the citation, no prosecution for the offense cited  
28 shall occur.

1           ~~(8)~~ (9) If a county board consolidates services under the  
2 office of a designated county official other than the county  
3 treasurer pursuant to section 23-186, the powers and duties of the  
4 county treasurer relating to registration under sections 60-301 to  
5 60-347 shall be performed by the designated county official.

6           ~~(9)~~ (10) A county treasurer or county official or his or  
7 her agent may accept credit cards, charge cards, or debit cards as  
8 a means of payment for registration pursuant to section 13-609.

9           Sec. 2. There is hereby created the Nebraska Emergency  
10 Medical System Operations Fund. The fund may receive gifts,  
11 bequests, grants, fees, or other contributions or donations from  
12 public or private entities. The fund shall be used to carry out  
13 the purposes of the Statewide Trauma System Act and the Emergency  
14 Medical Services Act, including activities related to the design,  
15 maintenance, or enhancement of the statewide trauma system, support  
16 of emergency medical services programs, and support for the  
17 emergency medical services programs for children. Any money in the  
18 fund available for investment shall be invested by the state  
19 investment officer pursuant to the Nebraska Capital Expansion Act  
20 and the Nebraska State Funds Investment Act.

21           Sec. 3. Original section 60-302, Revised Statutes  
22 Supplement, 1999, is repealed.